

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

LUTHER MICHAEL HARRIS, #1152097 §
VS. § CIVIL ACTION NO. 6:06cv490
DIRECTOR, TDCJ-CID §

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court referred the above-entitled and numbered civil action to United States Magistrate Judge John D. Love. The Magistrate Judge presented for consideration the Magistrate Judge's Report, containing proposed findings of fact and recommendations for disposition of this case.

Petitioner and Respondent filed objections to the Report. The objections merely reassert the parties' contentions.

This Court has made a *de novo* review of the objections and determined that they lack merit. This Court finds that the Magistrate Judge's findings and conclusions are correct and adopts them as the Court's findings and conclusions. The Court therefore

ORDERS, ADJUDGES, and DECREES that the Petition is **DISMISSED WITH PREJUDICE**;

ORDERS that Harris is **DENIED** a certificate of appealability; and

ORDERS that all motions not previously ruled on are denied.

SIGNED this 20th day of May, 2009.



MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE